

House File 445 - Introduced

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A BILL FOR

1 An Act relating to the return of refund values to consumers for
2 empty beverage containers.
3 BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF IOWA:

1 Section 1. Section 455C.2, subsection 1, Code 2011, is
2 amended to read as follows:

3 1. A refund value of not less than five cents shall be paid
4 by the consumer on each beverage container sold in this state
5 by a dealer for consumption off the premises. Upon return
6 of the empty beverage container upon which a refund value
7 has been paid to the dealer or person operating a redemption
8 center and acceptance of the empty beverage container by the
9 dealer or person operating a redemption center, the dealer ~~or~~
10 ~~person operating a redemption center~~ shall return the amount
11 of the refund value to the consumer and the person operating a
12 redemption center shall pay a refund value to the consumer of
13 not less than four cents as determined by the person operating
14 a redemption center.

15 Sec. 2. Section 455C.5, subsection 1, Code 2011, is amended
16 to read as follows:

17 1. Each beverage container sold or offered for sale in
18 this state by a dealer shall clearly indicate by embossing or
19 by a stamp, label, or other method securely affixed to the
20 container, the refund value of the container that must be paid
21 by the consumer. The department shall specify, by rule, the
22 minimum size of the refund value indication on the beverage
23 containers.

24 Sec. 3. Section 455C.6, subsection 1, Code 2011, is amended
25 to read as follows:

26 1. To facilitate the return of empty beverage containers
27 and to serve dealers of beverages, any person may establish a
28 redemption center, subject to the approval of the department,
29 at which consumers may return empty beverage containers and
30 receive payment of the refund value of such beverage containers
31 in an amount determined pursuant to section 455C.2, subsection
32 1, by the person operating the redemption center.

33 Sec. 4. Section 455C.7, Code 2011, is amended to read as
34 follows:

35 **455C.7 Unapproved redemption centers.**

1 Any person may establish a redemption center which has
2 not been approved by the department, at which a consumer may
3 return empty beverage containers and receive payment of the
4 refund value of the beverage containers in an amount determined
5 pursuant to section 455C.2, subsection 1, by the person
6 operating the redemption center. The establishment of an
7 unapproved redemption center shall not relieve any dealer from
8 the responsibility of redeeming any empty beverage containers
9 of the kind and brand sold by the dealer.

10

EXPLANATION

11 This bill relates to the return of refund values to consumers
12 for empty beverage containers.

13 The bill allows a person operating a redemption center to
14 determine the amount of refund value of not less than 4 cents
15 that may be paid to a consumer upon the return of an empty
16 beverage container. The bill provides that beverage containers
17 sold or offered for sale in this state must clearly indicate
18 the refund value of the container that must be paid by the
19 consumer.